

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7682 of 1989

Date of decision: 26-2-1997

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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NAILESH C SHAH

Versus

B T PATEL  
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Appearance:

MRS KETTY A MEHTA for Petitioners

MR D.G.Chauhan for Respondent No. 1, 2, 3, 4  
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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 26/02/97

ORAL JUDGEMENT

Challenge is made by the petitioners to the

action of respondents threatening to terminate the services of the petitioners.

2. In view of the direction which has been given by this court in special civil application No.569/91 decided on 23rd April, 1991 (copy of the judgment which has been produced for perusal of this court, by the counsel for the petitioner, is taken on record), all the petitioners have been given opportunity to compete and appear for being selected in the cadre of junior clerk/ driver/ chowkidar. Mr. D. G. Chauhan, The counsel for the respondents, makes statement before this court that in the selection, petitioners No.1,2,3, 5 and 6 have been selected, and they have been given regular appointment. However, Mr. D.G.Chauhan states that petitioners No.4 and 7 were not selected. The counsel for the petitioner does not dispute the statement made by the counsel for the respondents. In view of the statement made by Mr. D.G.Chauhan, nothing survives to be decided in this special civil application. This court, while deciding special civil application No.569 of 1991, had made it clear that in case a person is not selected, then his services may be terminated according to law.

3. In the result this writ petition has become infructuous and the same is dismissed as having become infructuous. Rule discharged. Interim relief granted earlier stands vacated.

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